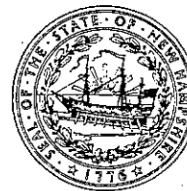




State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-2867

Air Resources Council



March 2, 2004

Mr. J. Duncan McCutchan
RR2 Box 472
Claremont, NH 03743

Re: Docket No. 04-06 ARC – J. Duncan McCutchan Appeal


Dear Mr. McCutchan:

The notice of appeal of the Department of Environmental Services, Air Resources Division decision to approve a Title V Permit application to Wheelabrator Claremont Company, L.P., which you filed with the Air Resources Council ("the Council"), was received in my office on February 23 2004, and has been assigned Docket No. 04-06 ARC. Please refer to this docket number in all future correspondences relative to this matter. I have forwarded your petition to the NH Air Resources Council, which I expect will decide to accept or dismiss the appeal at its next regular meeting, currently scheduled for March 15, 2004 at 9:00am in Room 113 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH.

Please note that any person filing any document with the Council in conjunction with an appeal is required to send a copy to all parties who have filed an appearance with the Council, and to any person who has a motion to intervene pending before the Council. When a party has appeared by a representative, service shall be upon the representative. Every document filed with the Council, and required to be served upon the parties to an appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at msclafani@des.state.nh.us.

Sincerely,


Michael Scalfani, Appeals Clerk
NH Air Resources Council

cc: NH Air Resources Council
Robert R. Scott, Director, Air Resources Division
Mark R. Harbaugh, DES Legal Unit
Craig Wright, DES ARD
Peter Kendrigan, Wheelabrator